IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TENTH DAY OF DECEMBER,
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 17780 of 2004

Between:

V.S.Sridhar, s/o V.S.Rukmaiah,
r/o H.No.16-MCH Building, Koti, Hyderabad.

..... PETITIONER

AND

1 The Secretary, Regional Transport Authority, Khairatabad, Hyderabad.
2 The Regional Manager/Manager, Choramandalam Investment & Finance Private Limited,
r/o H.No.1-2-10, S.P.Road, Secunderabad, A.P.,

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly in the nature of mandamus, declaring the inaction of the respondents registering the vehicle bearing No.A.P.09 X 4735 in favour of third parties as illegal and arbitrary and against the principles of natural justice

Counsel for the Petitioner:MR.MOHD.GULAM RASOOL (not present)

Counsel for the Respondent No.: GP FOR TRANSPORT

The Court at the admission stage made the following :

ORDER:

This Writ Petition is filed to declare the action of the respondents in registering the vehicle bearing No.A.P. 09 x 4735 in favour of third parties as illegal and arbitrary.

When the matter is taken up for hearing, neither the petitioner nor his counsel is present.

The learned Government Pleader for Transport on behalf of the first respondent and the learned counsel for the second respondent are present.

In the entire affidavit, it is not stated how the registration to the third parties is illegal and arbitrary. In the prayer of the writ petition, the petitioner apprehends that 2nd respondent may register the vehicle in favour of third parties. The present writ petition is filed on mere apprehension which does not give rise to any cause of action for invoking the jurisdiction of this Court, unless violation of fundamental rights or any legal right. 1st respondent has to act in accordance with the provisions of the Act. Nowhere in the affidavit, it is stated that the 1st respondent's action is contrary to the provisions of the Act. The writ petition is totally devoid of merit.

The writ petition is, accordingly, dismissed. No costs.

10-12-2004

Stp

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ASSISTANT REGISTRAR

To

1 The Secretary, Regional Transport Authority, Khairatabad, Hyderabad.
2 The Regional Manager/Manager, Choramandalam Investment & Finance Private Limited,
r/o H.No.1-2-10, S.P.Road, Secunderabad, A.P.,

2.2CD copies

THE HON'BLE MR JUSTICE K.C. BHANU

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